U.S.DISTRICT COURT WESTERN DISTRICT OF LOUISIANA RECEIVED

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## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA SHREVEPORT DIVISION

ROY LEE HUGHES, II

**VERSUS** 

CIVIL ACTION NO. 5:03CV792 JUDGE HICKS MAG. JUDGE HORNSBY

WARDEN, LA STATE PENITENTIARY

## CERTIFICATE OF APPEALABILITY

A final order having been filed in the above-captioned habeas case, the court, considering the record in this case and the requirements of 28 U.S.C. § 2253, hereby finds that:

 $\boldsymbol{\times}$ 

The certificate of appealability is DENIED because the applicant has failed to demonstrate a substantial showing of the denial of a constitutional right.

\_\_\_ The certificate of appealability is GRANTED for the below reasons:

The applicant has made a substantial showing that the following issues constitute a denial of a constitutional right:

Signed at Sweeport, Louisiana, this 194 day of May, 2006.

S. MAURICE HICKS, JR.

UNITED STATES DISTRICT JUDGE

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